

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Ming-Hui WEI et al.

Art Unit: 1635

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NOV 02 2004

Serial No.: 09/820,095

Examiner: Brian Whiteman

Filed: March 29, 2001

Atty. Docket: CL001202

For: ISOLATED HUMAN G-PROTEIN
COUPLED RECEPTORS, NUCLEIC ACID
MOLECULES ENCODING HUMAN GPCR
PROTEINS, AND USES THEREOF

SUBSTITUTE PRELIMINARY AMENDMENT

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Sir:

This is in response to an Office Action mailed on June 2, 2004 from Examiner Whiteman in which a restriction requirement was issued for the above-referenced application. Further, this is also in response to an Office Communication mailed September 15, 2004 which indicated that Applicant's reply filed August 2, 2004 is not fully responsive to the June 2, 2004 Office Action because the amendment does not comply with revised amendment practice 37 CFR 1.121 because the deleted text of claim 4 must be shown by strikethrough or double brackets rather than single brackets.

This Substitute Preliminary Amendment replaces the Preliminary Amendment filed August 2, 2004. A Petition for a Four-Month Extension of Time is submitted herewith (this Petition for a Four-Month Extension of Time replaces the Petition for a One-Month Extension of Time filed August 2, 2004).

By way of response, Applicants hereby elect claim group III, claims 4-6, 8-11, and 22-23, directed to nucleic acid molecules, vectors, host cells, etc., for examination and have canceled claims corresponding to the non-elected groups I-II and IV-X.

Please amend the application as follows: